

Dolores Contreras / SBN 257230  
Thomas D. Georgianna / SBN 242115  
Boyd Contreras, APC  
402 West Broadway, Suite 1500  
San Diego, CA 92101  
TEL: (619) 238-5657  
FAX: (619) 819-4312

[Proposed] Counsel for Sam Kholi.

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

In re: SAM KHOLI

Debtor.

Chapter 11

Case No.: 13-09448-MM11

**STATUS REPORT**

Date: November 21, 2013

Time: 3:00 p.m.

Courtroom: 1

Judge: Hon. Laura S. Taylor

Boyd Contreras APC  
402 West Broadway, Suite 1500  
San Diego, CA 92101  
T: 619.238.5657

///

///

///

///

///

///

///

///

///

///

///

**STATUS REPORT**

1 Sam Kholi, debtor and debtor-in-possession in the above-captioned case (“Debtor”), files  
2 the following Status Report in connection with the Chapter 11 Status Conference scheduled for  
3 November 21, 2013.

4 **1. BACKGROUND**

5 On September 25, 2013, the Debtor filed a voluntary chapter 11 case in the United States  
6 Bankruptcy Court, Southern District of California (the “Case”). No trustee has been appointed in  
7 the Case. No official committee of unsecured creditors has been appointed in the Case. Debtor  
8 continues to maintain possession of a piece of real estate, as debtor-in-possession pursuant to  
9 sections 1107 and 1108 of the Bankruptcy Code.

10 **2. REORGANIZATION EFFORTS**

11 The Debtor’s goal in the reorganization process are twofold: first Debtor desires to work  
12 with creditors towards a feasible plan while continuing to operate its business; second, Debtor  
13 desires to bring an action for constructive trust to recover for the estate additional assets  
14 presently held in the name of other individuals.

15 Debtor has had some contact (through counsel) with creditors. Debtor is still in the  
16 process of evaluating the various debts and associated options.

17 **3. CREDITOR/LENDOR RELATIONS**

18 Banc of California, N.A. (“BofC”), one of Debtor’s larger creditors has been in  
19 discussion with Debtor about how to treat real property that Debtor controls. However, BofC  
20 and debtor have been unable to come to an agreement on the matter, and BofC has filed a motion  
21 for relief from Stay.

22 Debtor was taken into custody by the U.S. Marshall service, and will be appearing before  
23 Judge Walter S. Smith, Jr., in the Western District of Texas, Waco Division for a contempt  
24 hearing resulting from Debtor’s failure to attend a hearing in W-08-CV-105 (a civil action to  
25 enforce a judgment debt) after the filing of this bankruptcy, and after one of the participants gave  
26 notice to that court of the filing of this bankruptcy. Debtor anticipates this matter being resolved  
27 in the near future.  
28

#### **4. BUSINESS MATTERS**

## **5. CASE ADMINISTRATIVE MATTERS**

Debtor plans on employing special counsel to pursue claims for constructive trust to recover assets.

The Debtor is presently current on his Monthly Operating Reports.

By: /s/ Dolores Contreras  
Dolores Contreras, Esq.  
Thomas D. Georgianna, Esq.  
[Proposed] Attorneys for Sam Kholi